FEB 0 9 2004 ME-99-001.6

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PATENT Amult/

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PARTOVI et al.

Examiner:

Nguyen, Q.

Serial Number:

09/523,853

Art Unit:

2141

Filing Date:

March 13, 2000

For:

METHOD AND APPARATUS FOR CONTENT PERSONALIZATION OVER A TELEPHONE INTERFACE WITH ADAPTIVE VOICE CHARACTER

RECEIVED

FEB 1 2 2004

Technology Center 2100

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## AMENDMENT AND RESPONSE

Dear Sir:

In response to the Office Action mailed on November 5, 2003, Applicants respectfully request further examination and reconsideration of the above captioned patent application in view of the arguments set forth below.

Serial No.: 09/523,853 Examiner: Nguyen, Q.

Art Unit: 2141

- 1 -



Attorney Docket N

Attorney Docket No.: TLME-99-001.6

2-18-4

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

bearing First Class Postage and addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the below date of deposit.									
	02/05/04	Name of Person Making the Deposit:	KATHERINE RINAL	DI Signature of the Pen Making the Deposit:					
In re Application of Hadi Partovi, Roderick Steven Brathwaite, Angus MacDonald David, Michael S. McCue, Brandon William Porter, John Giannandrea, Eckart Walther and Zhe Li									
Serial No	Serial No.: 09/523,853 Examiner: Nguyen, Q.								
Filed: 0	03/13/00 Art Unit: 2141								
Confirmation No.: 6249									
For: METHOD AND APPARATUS FOR CONTENT PERSONALIZATION OVER A TELEPHONE INTERFACE WITH ADAPTIVE VOICE CHARACTER RECEIVED									
Commissioner for Patents P.O. Box 1450  FEB 1 2 2004									
Alexandria, VA 22313-1450  AMENDMENT TRANSMITTAL Technology Center 2100									
Transmitted herewith is an amendment for this application									
Transmitted herewith is a response to an office action for the above identified patent application.  (15 sheets)  Transmitted herewith are sheets of substitute formal drawings.  Other:									
2. Applicant is other than a small entity									
Extension of Term									
3. T	The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.								
(a) [	Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)								
		Extension [ ] one month [ ] two months [ ] three mont [ ] four months	s hs	Fee \$110.00 \$410.00 \$930.00 \$1,450.00					
				Fee \$					
If an additional extension of time is required, please consider this a petition therefor.									
(b) [X] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.									

Attorney Docket No.: TLME-99-001.6

#### **Fee Calculation**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)									
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total				
Total Claims	20	- 20 =	0	x \$18.00	\$0.00				
Independent Claims	4	- 4 =	0	x \$84.00	\$0.00				
Multiple Dependent Claim Fee (one or more, first added by this \$260.00 amendment)									
Total Fees									

#### **PAYMENT OF FEES**

- 5. The full fee due in connection with this communication is provided as follows:
- [ x ] The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.
   A <u>duplicate copy</u> of this authorization is enclosed.
- [ ] A check in the amount of §
- [ ] Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

#### WAGNER, MURABITO & HAO LLP

Two North Market Street, Third Floor San Jose, California 95113 (408) 938-9060

Respectfully submitted,

Date: 5 46 2004

Matthew J. Blecher Reg. No. 46,558